FOR MYSORE STATE

Passed vs Rly

Home (1953) Department.

Rt SERIES.

G.O. NO. 3281

Dated 9.9.53

[Despatch Abstract.]

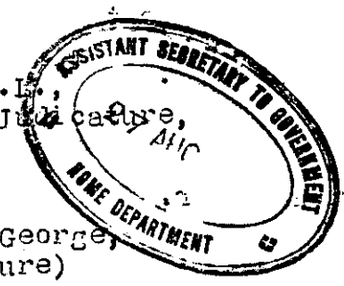
R.O.C.No.5482/53-D2.

From

Sri R. Jayaram Ayyar, M.A., B.L.,
Registrar, High Court of Judicature,
M a d r a s.

To

The Secretary to Government,
Home Department, Fort St.George,
M a d r a s. (with enclosure)



Sir, Dated:- 25th August 1953.

Sub:-COURTS--Civil--South Kanara District--District Munsif's Court, Hosdurg--Temporary additional District Munsif--Continuance beyond 14-9-'53--Recommended.

Ref:- G.O.Ms.No.3016, Home dated 18-8-'52.

I am to forward for orders of Government a copy of letter A No.57/53 dated 11-8-53 from the District Judge, South Kanara on the subject cited and to state that for the reasons mentioned in the letter, the Hon'ble the Judges consider the further retention of the additional District Munsif, Hosdrug is necessary as requested by the District Judge. But since the present sanction for the continuance of the temporary Principal District Munsif's Court itself extends only upto the date of closure of the Court for the Summer recess, 1954 (vide G.O.Ms. No.1314, Home dated 21-4-53), their Lordships recommend that the post of Additional District Munsif, Hosdurg also, along with staff, may be continued upto the date of closure of the Court for the Summer recess, 1954. Further continuance of the post will be taken up at the time of extending the term of the Principal Court in next April. (Attention is also in this connection invited to Home Department's memo No.67457 Cts.I/53-2 dated 1-5-53 deferring the proposal for appointment of a second Addl.District Munsif at Hosdurg for consideration as Part II Scheme proposal in connection with the preparation of the final budget for the year.

2 I am therefore to request that early orders may be passed extending the term of the Additional District Munsif, Hosdurg

and staff upto the date of closure of Court for the Summer recess, 1954.

Necessary provision has been made in the budget for the current year.

REGISTRAR.

Copy to the District Judge,
South Kanara.

AR/25.8.

Copy of letter A.57/53 dated 11th August 1953 from the District Judge of South Kanara, Mangalore-3 to the Registrar, High Court of Judicature, Madras.

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Sub:- COURTS-Civil-South Kanara District-Temporary Addl. District Munsif, Hosdrug-Further retention beyond 14-9-1953-Proposals-Submission of.

Ref:- High Court, R.O.C.No.5482/53-D2 dated 6-8-53.

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The temporary District Munsif's Court at Hosdrug began to function in June 1949 and its term as last extended in G.O.Ms.No.1314, Home dated 21-4-1953 expires on the date of closure of that Court for the summer recess of 1954. Due to heavy arrears an ~~Additional~~ Additional District Munsif has been functioning in that Court since 15-9-1952 (vide G.O. Ms.No.3016, Home dated 18-8-1952) and the term of that post expires on 14-9-1953. The pendency of original suits in the District Munsif's Court at Hosdrug on 31-8-1952 was 1189, out of which 743 were over a year old. As already stated above, the Additional District Munsif began to function on 15-9-1952. To relieve the congestion of old arrears to some extent about 160 old suits were transferred from this Court in April and May 1953 to the District Munsif's Court at Kasaragod where 3 District Munsifs are working.

2. On 31-7-1953 the pendency of original suits in the District Munsif's Court at Hosdrug was 1097 out of which 527 were over a year old. This is, on the face of it, too heavy a file for one officer, to manage. The institutions in this court in 1950,1951 and 1952 were 776,681 and 621 respectively. This year till 31-7-1953 the institution was 518. The average disposal by a single officer per working month in this court during the last 3 years has been about 40 and the disposal of old suits about 16. Even if the 357 suits stayed under the Malabar Tenancy Act are left out of account, the present pendency irrespective of future institutions, is sufficient to keep 2 officers engaged for over 9 months.

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3. In this state of the file I request that the High Court may be pleased to obtain sanction for the retention of the Addl. District Munsif, Hosdrug with his staff for a period of one year from 15-9-1953.

Yours faithfully,

Sd. P.K. Raman Nair
DISTRICT JUDGE.

-/True Copy/-

K. Srinivasan 20/8
SUB-ASSISTANT REGISTRAR (A.S)

AR/

8/8/518

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Home (Ests)

(Crn 170954 Ests/53)

G.O Rt. No. 3281 dated 9/9/53

Courts - Civil - South Kanara dist. - Temply posts of Addl. Dr Munsf Hosdrug and his staff - Retention Sanctioned

Read

G.O Ms No. 3016, Home d: 18.8.52
G.O Ms No. 1314, Home, d 21.4.53
from the High Court
Roc No. 5482/53 - D2 d 25.8.53.

ORDER:-

The Govt. sanction the retention upto the date of closure of the Court for the Summer recess, 1954 or till the need ceases, whichever is earlier of the temply posts of the Addl. Dr. Munsf Hosdrug and his staff sanctioned in G.O Ms No 3016, Home, d 18-8-52

2. The expe. should be debited to the relevant sub heads under "2) Admn of Justice - Voted"

By Order etc.

To
The Regr High Court, Madras
Dr Judge, South Kanara
AG Madras thro' Fin Dept
by name 'marked Duplicate'

PTO

17r954/53)

X 6

G.1

NOTE :- For the reasons stated in paras 1-2 on pp 3-4 ante, the Dt. Judge South Kanara has proposed the retention of the temply. posts of Addl Dt Munsif Hosdrug and his staff for a period of one year beyond 14.9.53 on which date the existing sanction for the posts is due to expire The Judges of the High Court consider that the further retention of the Addl. Dt Munsif Hosdrug is necessary as requested by the Dt. Judge but since the present sanction for the temply Principal Dt. Munsif's Court itself extends only upto the date of closure of the Court for the Summer recess 1954, the Judges recommend that the post of the Addl. Dt. Munsif also along with staff may be retained upto that date for the present. It is stated that the necy. provision has been made in the budget for the current year The recommendation of the High Court above may be agreed to Draft order subd. on p1 ante is for approval. Fin. may see for acceptance

para 4 ante

p 1 ante

p 4 ante

S. p 1 ante

p 2 ante.

para 6 ante, p 1 ante

3.9.53 PW 3.9.53 PS 4.9.53

Home 170954 Ct1/53-1
5.9.53

Gel 4/9

ADDITIONAL DEPUTY SECRETARY TO GOVERNMENT
5 SEP 1953
FINANCE DEPARTMENT

Finance (E1) Dept

Please see the note on p 2 above. The draft order on p 1 ante may be

SECRETARY TO GOVERNMENT
ASST.
HOME DEPARTMENT

accepted
8/9/53 Gs
5.9.53

FW
6/9/53

Home

Dr / Home

Home (Cts I)

Fin no 70859/G1/53-1
7-9-53
177195 CV
7/9

The draft order on p 1 above may now issue

8/9/53 8.9.53 PS to Secy
8/9/53

(Issued as GoRI no 3281 Home
d 9.9.53)